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STATE OF DELAWARE
BOARD OF PROFESSIONAL LAND SURVEYORS

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MEETING MINUTES:	BOARD OF PROFESSIONAL LAND SURVEYORS
DATE AND TIME:	November 21, 2013 at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon Building
APPROVED:	January 16, 2014

MEMBERS PRESENT

James Bielicki, Jr., Professional Member, Chairman
Franco R. Bellafante, Professional Member, Vice-Chair
Mark Rosenthal, Public Member, Secretary
Charles Adams, Jr., Professional Member

DIVISION STAFF

Kevin Maloney, Deputy Attorney General
Amanda McAtee, Administrative Assistant II

MEMBERS ABSENT

Thomas Plummer, Professional Member
Kenneth Monroe, Public Member

PUBLIC

CALL TO ORDER

Mr. Bielicki called the meeting to order at 8:38 a.m.

Review and Approval of Minutes

Mr. Bellafante made a motion, seconded by Mr. Adams, to approve the October 17, 2013 minutes as amended. By unanimous vote, the motion carried.

Unfinished Business

Continued Workshop Review

Possible amendment to Title 25, Chapter 3 regarding survey requirements for conveyances

Mr. Bielicki stated that in the statute under § 2708 (2) a reference was made to achieving a passing score on "the written standardized national examination." Mr. Bielicki stated that the FS exam was moving to CBT at the beginning of 2014, so the word "written" should be removed. Mr. Bielicki stated that NCEES should replace the phrase "the written standardized national examination" in that section of the statute because the exam was developed by NCEES. Adding NCEES would reduce some ambiguity as to who the test was created by.

Mr. Maloney stated that he could add that language into the Bill that he had drafted.

Mr. Adams suggested adding some items to Rule 10.3.3 to be consistent with the Board's enabling legislation and felt that some other topics should be listed under Rule 10.3.3. Mr. Adams stated that he would put together a list and send it to Ms. McAtee and she would send it out the Board.

Mr. Adams made a motion, seconded by Mr. Bellafante, to accept the Rules and Regulations draft as amended and with the pending amendment at Rule 10.3.3 to include more examples of acceptable topics as defined in the Board's enabling legislation. The motion carried unanimously.

Complaint Status

Open Complaints

05-01-13

05-02-13

05-03-13

Mr. Bielicki stated that the Board had three open complaints.

Update on Legislative Bill for Possible amendment ...

Mr. Bielicki stated that the emeritus and retired statuses in the Bill may be confusing. He suggested the the Bill should state that anyone over the age of 65 who had completely retired from the active practice of land surveying may choose to place their license on emeritus status. After discussion, Mr. Bellafante made a motion, seconded by Mr. Adams, to accept the Bill as amended. The motion carried unanimously.

Mr. Maloney stated that he would make the revision to the Bill.

NEW BUSINESS

Courses for Continuing Education Approval

PA Society of Land Surveyors – 143.5 PDHs, ethics designation of 7 PDHs

Surveyors' Conference 2014, January 12- 15, 2014

Michael L. Ray – 16 PDHs

NOSPLS 2013 Fall Education Seminar, December 4 and 5, 2013

CivilTraining, LLC

AutoCAD Civil 3D Essentials – 24 PDHs

AutoCAD Civil 3D Intermediate – 24 PDHs

AutoCAD Civil 3D Survey Essentials – 8 PDHs

Michael Szymanski – 22 PDHs

DE Professional Engineers and DNREC Staff – Certified Construction Reviewer Course

Mr. Bielicki stated that the Board's PDH approval form stated "total hours excluding breaks." He thought the Board had discussed this and had decided to allow credit for small breaks, like fifteen minutes. Mr. Adams suggested the form stating to exclude hour long lunch breaks. Mr. Bellafante agreed to remove the language for the form. Mr. Rosenthal stated that during breaks people usually spoke about the course. Mr. Bielicki made a motion, seconded by Mr. Rosenthal, to request that Ms. McAtee revise the PDH approval form to remove the language "excluding lunch breaks" from the form. The motion carried unanimously.

Mr. Bielicki reviewed the PDH requests of the PA Society of Land Surveyors, Michael L. Ray, CivilTraining, LLC, and Michael Szymanski. After discussion, Mr. Bielicki made a motion, seconded by Mr. Adams, to approve the PDH of the PA Society of Land Surveyors, Michael L. Ray, CivilTraining, LLC, and Michael Szymanski. By unanimous vote, the motion carried.

Review of Application for Licensure by Examination – None

Review of Application for Licensure by Reciprocity – None

Review of Application for Surveyor Intern – None

Ratification of Issuance of Land Surveying Certificate of Authorization – None

Review of Land Surveying Certificate of Authorization – None

Review of Audits

Ms. McAtee stated that there were thirteen audits outstanding and questioned how the Board would like to review them during the break. Ms. McAtee stated that she could send the audits out to the Board members between meetings for review.

Complaint Assignments and Status – None

Wall Certificates – None

Correspondence – None

OTHER BUSINESS BEFORE THE BOARD (FOR DISCUSSION ONLY)

Mr. Bielicki stated that he was under the assumption that professional engineers that practiced surveying would be held to this Board's standards. Mr. Bielicki was recently informed by the Delaware Association of Professional Engineers (DAPE) that was not the case. Mr. Bielicki met with DAPE and asked what happened when there was a complaint against an engineer for land surveying. Mr. Bielicki was told that some DAPE members had a professional land surveyor employed in their office and would review the complaint from a land survey perspective.

Mr. Bielicki stated that DAPE was receptive to the idea of referring to the Board's standards but had issue with how they would incorporate into their regulations. Mr. Bielicki stated that DAPE would run the issue by their enforcement division to see about getting it into their practice manual that engineers were to adhere to the Board's minimum standards.

PUBLIC COMMENT

NEXT MEETING

The next meeting of the Board is January 16, 2014 at 8:30 a.m. in Conference Room A, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

There being no further business before the Board, Mr. Rosenthal made a motion, seconded by Mr. Bellafante, to adjourn the meeting at 10:37 a.m. By unanimous vote, the motion carried.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'A McAtee', with a stylized flourish at the end.

Amanda McAtee
Administrative Specialist II

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.